IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CONTEMPT PETITION NO. 93 OF 2006
IN
NOTICE OF MOTION NO. 522 OF 2006
IN
WRIT PETITION NO. 194 OF 2005

Dr. K. SHIVRAJ MANI ..PETITIONER
V/S
GOVT. OF MAHARASHTRA & ORS. ..RESPONDENTS
K. SHIVRAJ MANI, PETITIONER IN PERSON.
P.G. SAWANT, AGP FOR RESP. NOS. 1 TO 3.
S.P. KADAM FOR RESP. NO. 4.

CORAM : S.K. SHAH, J.
DATE : 10TH NOVEMBER,2006.

P.C.

. Heard. The direction issued by this court is to fill the vacancy which arises, according to law. It was argued that the vacancy was going to occur on 6th October, 2006 on retirement of the Respondent No. 4. The learned counsel for the Respondent No. 4 as also the Respondent Nos. 1 and 2 submitted that the vacancy has not yet occured and the Respondent No. 4 is continuing in service. The Respondent Nos. 1 and 2 have

received the proposal from the Commandant whether to continue the Respondent No. 4 or not after attaining the age of 55 years and no decision has yet been taken thereof. Since no vacancy has occurred, there is no question of filling the vacancy. The contempt petition is premature. The contempt petition is disposed of.

(S.K. SHAH,J).